IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 28719 of 1995

Between:

B.Ashok, S/o.B.Basappa,
President, Taluq Veerasaiva Samajam,

Uravakonda, Anantapur Dist.

..... PETITIONER

AND

1 The Commissioner, Endowments Department,

Govt. of Andhra Pradesh,
Tilak Road, Hyderabad.
2 The Dist. Collector, Anantapur.
3 The Revenue Divisional Officer, Anantapur.
4 The Mandal Revenue Officer, Uravakonda, Anantapur Dist.
5 The Asst. Commissioner-Manager, Gavi Mutt Samsthan,
Uravakonda, Anantapur Dist.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue any Writ or order or direction, particularly a Writ of Mandamus by directing the respondents to act according to law not to acquire the land admeasuring 25 acres in extent out of 45.17 acres in Sy.No.473-A1 and A2 of Uravakonda town by considering the claims of Veera Saiva Samajam people of Uravakonda of their offer of purchasing the land referred above @ Rs.1,50,000/- per acre instead of proposed acquisition @ Rs.40,000/- per acre.

Counsel for the Petitioner: MR. K.VENKATA RAMAIAH

Counsel for Respondents 1 to 4: GOVERNMENT PLEADER FOR LAND ACQUISITION

Counsel for Respondent No.5: MR. C.B.RAMMOHAN REDDY

The Court made the following:

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ORDER:

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In this writ petition, the petitioner is seeking a relief by way of Writ of Mandamus questioning the proposal of the respondents to occupy the land belonging to the petitioner admeasuring Ac.25-00 out of Ac.45-17 cents in Survey No.473-A1 and A2 of Uravakonda Town, Anantapur District by considering the claims of Veera Saiva Samajam people of Uravakonda of their offer of purchasing the land referred above @ Rs.1,50,000/- per acre instead of proposed acquisition @ Rs.40,000/- per acre.

Though counter affidavit is not filed, the learned Government Pleader for Land Acquisition has placed a letter dated 23-12-2004 addressed by the Revenue Divisional Officer, Anantapur, to the Government Pleader, Land Acquisition, High Court of Andhra Pradesh, Hyderabad, wherein it is stated, subsequent to the filing of the writ petition, the Mandal Revenue Officer, Uravakonda Mandal, Anantapur District, has suggested some other alternative land for the purpose of acquisition. The acquisition proposals were withdrawn and notification issued under Section 48(1) of the Land Acquisition Act is already published in the District Gazette dated 17-01-1998.

In that view of the matter, no further direction need be issued in the writ petition. The writ petition is accordingly closed. The letter dated 23-12-2004 referred above shall form part of the record.

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R.SUBHASH REDDY, J

30th December, 2004.

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Commissioner, Endowments Department, Government of

Andhra Pradesh, Tilak Road, Hyderabad.

2. The District Collector, Anantapur District.

3. The Revenue Divisional Officer, Anantapur, Anantapur District.

4. The Mandal Revenue Officer, Uravakonda Mandal,

Anantapur District.

5. The Assistant Commissioner-Manager, Gavi Mutt Samsthan,

Uravakonda, Anantapur District.

6. Two CCs to the Government Pleader for Land Acquisition,

High Court Buildings, Hyderabad (O.U.T).

7. Two CD copies.